

## HISTORIC PRESERVATION FUND

### Appropriation Language

For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the Omnibus Parks and Public Lands Management Act of 1996 (Public Law 104-333), [\$72,750,000] \$66,205,000, to be derived from the Historic Preservation Fund, to remain available until September 30, [2006] 2007, of which [\$30,000,000] \$15,000,000 shall be for Save America's Treasures for preservation of nationally significant sites, structures, and artifacts; *and of which \$12,500,000 shall be for Preserve America grants to States, Tribes, and local communities for projects that preserve important historic resources through the promotion of heritage tourism: Provided, That any individual Save America's Treasures or Preserve America grant shall be matched by non-Federal funds: Provided further, That individual projects shall only be eligible for one grant: Provided further, That all projects to be funded shall be approved by the Secretary of the Interior in consultation with [the House and Senate Committees on Appropriations and] the President's Committee on the Arts and Humanities prior to the commitment of Save America's Treasures grant funds and with the Advisory Council on Historic Preservation prior to the commitment of Preserve America grant funds: Provided further, That Save America's Treasures funds allocated for Federal projects, following approval, shall be available by transfer to appropriate accounts of individual agencies[: Provided further, That hereinafter and notwithstanding 20 U.S.C. 951 et seq. the National Endowment for the Arts may award Save America's Treasures grants based upon the recommendations of the Save America's Treasures grant selection panel convened by the President's Committee on the Arts and the Humanities and the National Park Service]. (Department of the Interior and Related Agencies Appropriations Act, 2005.)*

### Justification of Major Proposed Language Changes

1. Addition: “; and of which the total provided, \$12,500,000 shall be for Preserve America grants to States, Tribes, and local communities for projects that preserve important historic resources through the promotion of heritage tourism:”

This is a new program proposed for FY 2006.

2. Addition: “or Preserve America”

The proposed addition would require that Preserve America grants be matched by non-Federal funds.

3. Deletion: “ the House and Senate Committees on Appropriations and”

This proposes a change to approval of funded projects.

4. Addition: “and with the Advisory Council on Historic Preservation prior to the commitment of Preserve America grant funds”

This proposes a change to approval of funded projects.

5. Deletion: “: *Provided further, That hereinafter and notwithstanding 20 U.S.C. 951 et seq. the National Endowment for the Arts may award Save America's Treasures grants based upon the recommendations of the Save America's Treasures grant selection panel convened by the President's Committee on the Arts and the Humanities and the National Park Service*”

This proposes a change for awarding grants.

## Authorizing Statutes

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**16 USC 470 National Historic Preservation Act of 1966** (Public Law 89-665, 80 Stat. 915), establishes the historic preservation grant program to provide assistance to non-federal entities for the preservation of their cultural heritage; a 1976 amendment in Public Law 94-422 established the Historic Preservation Fund as the funding source; and section 470h, as amended by Public Law 94-422 Section 108, provided the fund with \$150 million in revenues from Outer Continental Shelf receipts each fiscal year through 1997, to “remain available in the Fund until appropriated.” This section also allows appropriations from the fund to be made “without fiscal year limitation,” thus allowing the two-year appropriation language.

**Executive Order 11593, May 13, 1971**, institutes procedures to assure that Federal plans and programs contribute to the preservation and enhancement of non-federally owned sites, structures and objects of historical, architectural or archeological significance.

**Executive Order 13287, March 4, 2003**, institutes procedures by which agencies shall assure the protection and use of historic properties owned by the Federal Government. Agencies shall pursue partnerships with State and local governments, Indian Tribes, and the private sector to promote the preservation of the unique cultural heritage of communities and realize the economic benefit that these properties can provide.